

UNAPPROVED DRAFT
BOARD OF VETERINARY MEDICINE
INFORMAL CONFERENCE
SEPTEMBER 23, 2010
DEPARTMENT OF HEALTH PROFESSIONS
HENRICO, VA

CALL TO ORDER: An Informal Conference before a Special Conference Committee (SCC) of the Board was called to order at 9:08 a.m.

MEMBERS PRESENT: John Wise, DVM – Chair
James DeBell, DVM

STAFF PRESENT: Leslie Knachel, Executive Director
Terri Behr, Operations Manager
Peter Oppen, Administrative Proceedings Division

OTHERS PRESENT: Glenn Matamoros

MATTER SCHEDULED: **Wesley A. Eans, DVM**
License #.: 0301007288
Case No. - 130304

DISCUSSION: Dr. Eans appeared before the SCC in accordance with a Notice of Informal Conference dated July 23, 2010. Dr. Eans was not represented by counsel. The SCC fully discussed the allegations contained in the notice with Dr. Eans.

CLOSED SESSION: On properly seconded motion by Dr. DeBell, the SCC recessed Open Session and convened in Closed Session pursuant to §2.2-3711(A)(28) of the Code of Virginia for the purpose of deliberation to reach a decision in the matter regarding **Wesley A. Eans, DVM**. Additionally, it was moved that Peter Oppen, Administrative Proceedings Division and Leslie Knachel, Executive Director, Board of Veterinary Medicine, attend the closed meeting because their presence in the closed meeting was deemed necessary and would aid the SCC in its deliberations. Having certified that the matters discussed in the preceding closed session met the requirements of §2.2-3712 of the Code, the SCC reconvened in open session and announced its decision.

DECISION: Based on the Investigative Report and discussion of the case with Dr. Eans, the SCC made Findings of Fact

and Conclusions of Law, but imposed no sanction because of the steps Dr. Eans took to rectify the situation when it was brought to his attention. The hearing adjourned at 10:05 a.m.

John T. Wise, DVM

Leslie L. Knachel, MPH, Executive Director for the Board

**VIRGINIA BOARD OF VETERINARY MEDICINE
INFORMAL CONFERENCE
SEPTEMBER 23, 2010
DEPARTMENT OF HEALTH PROFESSIONS
HENRICO, VA**

CALL TO ORDER: An Informal Conference before a Special Conference SCC (SCC) of the Board was called to order at 10:20 a.m.

MEMBERS PRESENT: James DeBell, DVM – Chair
John Wise, DVM

STAFF PRESENT: Leslie Knachel, Executive Director
Terri Behr, Operations Manager
Peter Opper, Administrative Proceedings Division

OTHERS PRESENT: Samuel Hoke
Daniel Swanson
John Conrad, Esq.

MATTER SCHEDULED: **Anthony J. O’Sullivan, DVM**
License No.: 0301201569
Case No.: 130134

DISCUSSION: Dr. O’Sullivan appeared before the SCC in accordance with a Notice of Informal Conference dated July 28, 2010. Dr. O’Sullivan was represented by counsel, John Conrad, Esq. The SCC fully discussed the allegations contained in the notice with Dr. O’Sullivan.

CLOSED SESSION: On properly seconded motion by Dr. Wise, the SCC recessed Open Session and convened in Closed Session pursuant to §2.2-3711(A)(28) of the Code of Virginia for the purpose of deliberation to reach a decision in the matter regarding **Anthony J. O’Sullivan, DVM**. Additionally, it was moved that Peter Opper, Administrative Proceedings Division and Leslie Knachel, Executive Director, Board of Veterinary Medicine, attend the closed meeting because their presence in the closed meeting was deemed necessary and would aid the SCC in its deliberations. Having certified that the matters discussed in the preceding closed session met the requirements of §2.2-3712 of the Code, the SCC reconvened in open session and announced its decision.

DECISION:

Based on the Investigative Report and discussion of the case with Dr. O'Sullivan, the SCC dismissed the case with a finding of no violation. The hearing adjourned at 11:30 p.m.

James DeBell, DVM

Leslie L. Knachel, MPH, Executive Director For the Board

UNAPPROVED DRAFT
VIRGINIA BOARD OF VETERINARY MEDICINE
MINUTES
FORMAL HEARING
SEPTEMBER 23, 2010

CALL TO ORDER: A quorum of the Board of Veterinary Medicine (Board) was called to order at 1:10 p.m. at the Department of Health Professions, Richmond, VA.

PRESIDING OFFICER: Kelly Gottschalk, DVM

MEMBERS PRESENT: Taryn Singleton, LVT
Dorothy Blackwell
Constance Pozniak, DVM

STAFF PRESENT: Leslie Knachel, Executive Director
Terri Behr, Operations Manager
Peter Oppen, Administrative Proceedings Division
Eric Gregory, Assistant Attorney General
Peggy Wood, Program Manager, Health Practitioner Monitoring Program (HPMP)
Susan Beasecker, Compliance Case Manager
Lynne Helmick, Senior Inspector

OTHERS PRESENT: Janet Harris
Bill Kopcsak
Richard Rodgers, DVM
Sherry Sigafos

MATTER SCHEDULED: **Roy LaMance Joyce, DVM**
License No.: 0301002030
Case No.: 126922

Dr. Joyce appeared before the Board in accordance with a Notice of Formal Hearing and Statement of Particulars dated July 30, 2010. Dr. Joyce was not represented by counsel. Peter Oppen, Adjudication Specialist, represented the Commonwealth. Eric Gregory was legal counsel for the Board. The proceedings were recorded by a certified court reporter, L. Kim Taylor, with Farnsworth & Taylor Reporting.

CLOSED SESSION: On properly seconded motion by Ms. Singleton, the Board recessed Open Session and convened in Closed Session pursuant to §2.2-3711(A)(15) of the Code of Virginia (Code) for the purpose of consideration and discussion of medical and mental health records of

Roy LaMance Joyce, DVM that are excluded from the Freedom of Information Act by Virginia Code Section 2.2-3705. Additionally, it was moved that Eric Gregory, Peggy Wood, Peter Oppen and Dr. Joyce attend the closed meeting because their presence in the closed meeting was deemed necessary and would aid the Board in its deliberations. Having certified that the matters discussed in the preceding closed session met the requirements of §2.2-3712 of the Code, the Committee reconvened in open session to continue the hearing.

On properly seconded motion by Ms. Singleton, the Board recessed Open Session and convened in Closed Session pursuant to §2.2-3711(A)(28) of the Code for the purpose of deliberation to reach a decision in the matter of **Roy LaMance Joyce, DVM**. Additionally, it was moved that Eric Gregory and Peggy Wood attend the closed meeting because their presence in the closed meeting was deemed necessary and would aid the Committee in its deliberations. Having certified that the matters discussed in the preceding closed session met the requirements of §2.2-3712 of the Code of Virginia, the Committee reconvened in open session and announced its decision.

DECISION:

On properly seconded motion by Ms. Blackwell, the Board voted unanimously to accept the Findings of Fact and Conclusions of Law as proposed by Mr. Oppen and that the license of Dr. Joyce shall be suspended from the date of entry of the Order, however such suspension shall be immediately stayed if within ten days from the date of the Order, Dr. Joyce enters into a participation contract with HPMP and submits to random drug and alcohol screenings for not less than one year.

ADJOURNMENT:

The Formal Hearing adjourned at 6:20 p.m.

Kelly J. Gottschalk, DVM – Secretary/Treasurer

Leslie L. Knachel, MPH, Executive Director